SEP 2 6 2006

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PATENT

TRADEMIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s):

Rainer Pommersheim

Examiner:

Unassigned

Serial No.:

10/590,386

Group Art Unit:

Unassigned

Filed:

August 23, 2006

Docket No.:

1374-5 PCT/US

Confirmation No.:

Unassigned

Customer No.:

33769

For:

DEVICE AND SYSTEM

FOR TRANSFORMING

LIQUIDS HAVING DIFFERENT VISCOSITY

INTO DROPLETS

Dated:

September 21, 2006

Mail Stop Non-Fee Amendment Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

I hereby certify this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to:

Commissioner for Patents, P.O. Box 1450,

Alexandria, Virginia 22313-1450

On: ____

September 21, 2006

Signature:

Christian P. Bodner

INFORMATION DISCLOSURE STATEMENT

Sir:

In order to fulfill the requirements of candor and good faith set forth in 37 C.F.R. §1.56, Applicant submits herewith the following Information Disclosure Statement in accordance with the provisions of 37 C.F.R. §1.97 and §1.98.

UNITED STATES PATENTS

| <u>PATENTEE</u> | PATENT NO. | ISSUE DATE | |
|-----------------------|------------|-------------------|--|
| Hsiaoming Sherman Tan | 5,884,846 | March 23, 1999 | |
| Thomas C. Tisone | RE38,281E | October 21, 2003 | |

/ UNITED STATES PATENT APPLICATION PUBLICATIONS

| PATENTEE | PUBLICATION NO. | PUBLICATION DATE | | |
|------------------------|------------------------|-------------------------|--|--|
| Min Huang, et al. | 2002/0113144A1 | August 22, 2002 | | |
| Alfonso Ganan-Calvo | 2003/0024526A1 | February 6, 2003 | | |
| David Y.H. Pui, et al. | 2002/0007869A1 | January 24, 2002 | | |

FOREIGN PATENT DOCUMENTS

| COUNTRY | <u>PUBLICATION NO.</u> | PUBLICATION DATE |
|---------|------------------------|-------------------|
| Germany | DE10136448A1 | February 20, 2003 |
| Europe | EP0578934A1 | January 19, 1994 |
| Germany | DE3836894A1 | May 9, 1990 |

NON-PATENT PUBLICATIONS

F. Lim, et al., *Microencapsulated Islets as Bioartificial Endocrine Pancreas*, Science Magazine, vol. 210, 1980, pages 908-910

The above-referenced documents are listed on PTO Form 1449. We have enclosed the cited documents to facilitate reference to them. In conformance with the waiver of the copy requirement in 37 C.F.R. §1.98 for cited U.S. patents issued on August 5, 2003, no copies of the foregoing U.S. patents are enclosed.

A copy of the English version of the International Search Report for the corresponding PCT application serial no. PCT/EP2005/001891 is also submitted herewith.

Applicant is not aware of any other references to be identified at this time. If the Examiner has any questions or comments relating to the present application, he or she is respectfully invited to contact Applicant's attorney at the telephone number set forth below.

If any additional fees are due, please charge our Deposit Account No. 502335. A duplicate copy of this document is enclosed for that purpose.

Respectfully submitted,

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Attorney for Applicant(s)

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Facsimile: (631) 249-4508

GTB:cpb

PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE (Rev. 2-32) ATTY. DOCKET NO. SERIAL NO. 1374-5 PCT/US 10/590,386 INFORMATION DISCLOSURE STATEMENT BY APPLICANT **APPLICANT** CONFIRMATION NO. (Use several sheets if necessary) Rainer Pommersheim Unassigned SEP 2 6 2006 FILING DATE **GROUP** August 23, 2006 Unassigned U.S. PATENT DOCUMENTS

| EXAMINER INITIAL | DOCUMENT NUMBER | DATE | NAMĘ | CLASS | SUB CLASS | FILING DATE IF APPROPRIATE |
|---------------------|--------------------|------------|-----------------------|-------|--------------|-------------------------------|
| | 5,884,846 | 3/23/1999 | Hsiaoming Sherman Tan | 239 | 338 | |
| | RE38,281E | 10/21/2003 | Thomas C. Tisone | 422 | 100 | • |

| EXAMINER INITIAL | REF | DOCUMENT NUMBER | DATE | NAME | CLASS | SUB CLASS | FILING DATE IF APPROPRIATE |
|---------------------|-----|-----------------|-----------|---------------------------|-------|--------------|----------------------------|
| | | 2002/0113144A1 | 8/22/2002 | Min Huang, et al. | 239 | 424.5 | |
| | | 2003/0024526A1 | 2/6/2003 | Alfonso Ganan- Calvo | 128 | 200.14 | |
| | | 2002/0007869A1 | 1/24/2002 | David Y.H. Pui, et al. | 141 | 173 | |

FOREIGN PATENT DOCUMENTS **EXAMINER DOCUMENT** SUB **TRANSLATION** DATE **COUNTRY** CLASS INITIAL NUMBER CLASS YES NO DE10136448A1 2/20/2003 Germany B05C 5/02 Partial EP0578934A1 1/19/1994 B05B 7/24 Europe **Partial** DE3836894A1 5/9/1990 Germany **C12N** 11/04 **Partial**

| OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) | | | | |
|--|--|--|---|--|
| | | | F. Lim, et al., Microencapsulated Islets as Bioartificial Endocrine Pancreas, | |
| | | | Science Magazine, vol. 210, 1980, pages 908-910 | |
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EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication with applicant.